

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Non-Cadre Officers – Promotion and posting of Sri G. Srinivasa Rao, Assistant Secretary to Govt, Agriculture & Co-operation Department as Deputy Secretary to Government (Non Cadre) – Orders – Issued.

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GENERAL ADMINISTRATION (SC.F) DEPARTMENT

G.O.Rt.No. 6300

Dated:: 31-10-2008

- 1) G.O.Ms.No.529, GA (Ser.C) Dept., dt: 19.08.2008
- 2) G.O.Ms.No.555, GA (Ser.B) Dept., dt:30.08.2008.
- 3) G.O.Ms.No.556, GA (SU.I) Dept., dt:30.08.2008.
- 4) G.O.Ms.No.5424, GA (SC.F) Dept., dt:20.09.2008.
- 5) From Sri G. Srinivasa Rao, Asst Secy, A&C Dept, Representation, dt:29.10.2008.
- 6) From Sri G. Srinivasa Rao, Asst Secy, A&C Dept, Affidavit, dt:29.10.2008.

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ORDER:-

In the G.O. first read above, orders were issued for considering the cases of employees for promotion to the next higher categories wherever the charges are held not proved by the Criminal Court and acquitted them, even though an appeal is preferred before the higher Court against such acquittal.

2) In the representation fourth read above, Sri G. Srinivasa Rao, AS, A&C Dept has stated that no adverse remarks were recorded in his ACRs and no punishment was subsisting against him. As he being passed over for a particular year and his case was not considered for subsequent years with unknown reasons to him. He has, therefore requested to consider his case in the ensuing DPC keeping in view of the G.O.Ms.No.529, GA (Ser.C) Dept, dt:19.8.08 and he is due for retirement on 31.10.2008 AN.

3) In the panel for the year 2004-05 for the post of Deputy Secretary to Government (Non cadre), the Departmental Promotion Committee after going through the Annual Confidential Reports, relevant records and other material papers of the applicant and making overall assessment of his service record and general assessment of the work done by him, considered that his case comes under the category of para 5 (B) (ii) of G.O.Ms.No. 257, GA (Ser.C) Dept., dt:10.06.1999, which envisages that “an officer whose record is such that, he would not be promoted, irrespective of the ... charges, under enquiry, trial or investigation...,” and, that supersession may be recommended straightway in respect of such officers, on ground of his being unfit for promotion; and as the promotional post involves discharge of higher duties and responsibilities at state level and recommended that he is unfit for promotion and that he be passed over. Further, in the panel for the year 2005-06 for the post of Deputy Secretary to Government (Non cadre), the DPC has recommended that Sri G. Srinivasa Rao is unfit for promotion. On consideration of the recommendation of the DPC in both panels, he was not given promotion as Deputy Secretary to Government. No panels for the years 2006-07 and 2007-08 for the post of DS have been prepared due to court litigations.

4) In the panel 2008-09 for the post of Deputy Secretary to Govt (Non Cadre), the DPC in its meeting held on 12.09.2008 has recommended that “the name of Sri G. Srinivasa Rao was passed over during the panel year 2004-05 due to pendency of disciplinary case and the same is still pending. Hence, his name need not be considered in this panel and the department is advised to take necessary action as and when the

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Disciplinary case is disposed off.” Government have accepted the above recommendation and he was not considered for promotion.

5) On the representation of the applicant, the GA (SC.D) Dept, has informed that the disciplinary proceedings initiated against him vide G.O.Rt.No.4227, GA (SC.D) Dept, dt:21.7.07 are stayed by the Hon’ble Tribunal and there are no orders on the VMA filed by them. Further in the writ appeal filed against the acquittal of the applicant in the criminal case, the Hon’ble High Court of A.P. has not passed any orders.

6) In the Affidavit sixth read above, the individual has given an affidavit that he will not claim any further or notional promotion, if his request is considered and promoted as Deputy Secretary to Govt (NC) on par with his junior and over any officer.

7) Keeping in view of his request over a period of time and also in view of the his retirement on 31.10.2008 AN and his affidavit and after examining the matter in the light of the orders issued vide G.O first read above, Government, taking a lenient view decide to promote Sri G. Srinivasa Rao, Assistant Secretary to Govt as Deputy Secretary to Govt, purely on temporary basis, without accruing him any prescriptive right of seniority on par with his juniors and over the present working Non cadre officers

8) Accordingly, under Rule 10 (a) of the A.P. State and Subordinate Service Rules, 1996, Sri G. Srinivasa Rao, Assistant Secretary to Govt, Agriculture & Cooperative Department is temporarily promoted as Deputy Secretary to Government (Non-Cadre) in the scale of pay of Rs.16925-550-19675-625-22800-700-27000- 750-30000-765-30765/- with immediate effect.

9) The above temporary promotion is purely on adhoc basis and subject to outcome of WPs/WAs/CAs/RPs/OAs etc., if any, pending before the Tribunal / Courts. The appointment is purely temporary and he is liable to be reverted as Assistant Secretary to Government at any time without notice and without assigning any reasons therefor.

10) The following posting is ordered:

“Sri G. Srinivasa Rao, Assistant Secretary to Govt, Agriculture & Cooperation Department on promotion as Deputy Secretary to Government (Non cadre) is retained as Deputy Secretary to Government in Agriculture & Cooperation Department in the newly allotted post suppressed from the Social Welfare Department vide G.O fourth read above.”

11) The above posting shall be counted against the additional cadre strength of Deputy Secretaries to Govt (Non Cadre) sanctioned in the G.O. third read above.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

P. RAMAKANTH REDDY
CHIEF SECRETARY TO GOVERNMENT

To
Sri G. Srinivasa Rao, AS, A&C Dept..
The A&C (OP.I) Dept.
The GA (Spl.A/SC.D/IFS) Dept.
The Pay & Accounts Officer, Hyderabad.
The Dy Pay & Accounts Officer,
Secretariat Branch, Hyderabad.

// forwarded..by order //

SECTION OFFICER (SO)(FAC)